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Notification

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The Goa Agricultural Produce and Livestock Marketing (Promotion and Facilitation) (Second Amendment) Ordinance, 2020 (Ordinance No. 4 of 2020), which has been promulgated by the Governor of Goa on 15-06-2020, is hereby published for general information of the public.

D. S. Raut Dessai, Joint Secretary (Law).

Porvorim, 15th June, 2020.

The Goa Agricultural Produce and Livestock Marketing (Promotion and Facilitation) (Second Amendment) Ordinance, 2020

(Ordinance No. 4 of 2020)

Promulgated by the Governor of Goa in the Seventy first Year of the Republic of India.

An Ordinance further to amend the Goa Agricultural Produce and Livestock Marketing

(Promotion and Facilitation) Act, 2007 (Goa Act 11 of 2007).

Whereas, the Legislative Assembly of Goa is not in session and the Governor of Goa is satisfied that circumstances exist which render it necessary for him to take immediate action.

Now, therefore, in exercise of the powers conferred by clause (1) of article 213 of the Constitution of India, the Governor of Goa is pleased to promulgate the following Ordinance, namely:—

1. *Short title and commencement.*— (1) This Ordinance may be called the Goa Agricultural Produce and Livestock Marketing (Promotion and Facilitation) (Second Amendment) Ordinance, 2020.

(2) It shall come into force at once.

2. *Amendment of section 2.*— In section 2 of the Goa Agricultural Produce and Livestock Marketing (Promotion and Facilitation) Act, 2007 (Goa Act 11 of 2007) (hereinafter referred to as the "principal Act"), after clause (zwa), the following clause shall be inserted, namely:—

"(zwb) "Revolving Marketing Development Fund" means a separate non-lapsable

fund maintained by State Marketing Officer under sub-section (2A) of section 44 of this Act;".

3. *Amendment of section 5C.*— In section 5C of the principal Act,—

(i) in sub-section (1), for the words "Marketing Board", the expression "State Marketing Officer or such officer as may be authorized by him" shall be substituted;

(ii) in sub-section (4), for the expression "separate fund created by the Marketing Board" for this purpose the expression "Revolving Marketing Development Fund", shall be substituted;

(iii) in sub-section (5), for the words "Marketing Board", the words "State Marketing Officer" shall be substituted.

4. *Amendment of section 5D.*— In sub-section (1) of section 5D of the principal Act, for the words "Marketing Board", the expression "State Marketing Officer or such officer as may be authorized by him" shall be substituted.

5. *Amendment of section 5E.*— In section 5E of the principal Act,—

(i) in sub-section (2), for the words "Marketing Board", the expression "State Marketing Officer or such officer as may be authorized by him" shall be substituted;

(ii) in sub-section 4, for the words "separate Fund maintained by the Marketing Board", the expression "Revolving Marketing Development Fund" shall be substituted.

6. *Amendment of section 5F.*— In sub-section (5) of section 5F of the principal Act, for the expression "towards "Marketing Board Fund" maintained by Marketing Board", the expression towards "Revolving Marketing Development Fund" shall be substituted.

7. *Amendment of section 44.*— In section 44 of the principal Act,—

(i) in sub-section (2A), for the words "Marketing Board" and "separate Fund", the expressions "State Marketing Officer" and "Revolving Marketing Development Fund" shall be respectively substituted;

(ii) after sub-section (2A), the following sub-section shall be inserted, namely:—

"(2AA) The Marketing Board shall contribute five percent of its income derived from license fees and market fees to the Revolving Marketing Development Fund.";

(iii) in sub-section (2B), for the words "Marketing Board", the expression "State Marketing Officer" shall be substituted.

8. *Amendment of section 49.*— In section 49 of the principal Act, in sub-section (1), the first proviso shall be omitted.

9. *Amendment of section 51.*— In section 51 of the principal Act,—

(i) in sub-sections (1) and (2), for the words "Marketing Board", the expression "State Marketing Officer or such officer as may be authorized by him" shall be substituted;

(ii) after sub-section (2), the following sub-section shall be inserted, namely:—

"(2A) An application for grant or renewal of licence, for private market yard, farmer-consumer market yard or market sub-yard under sub-section (1), shall be accompanied with such fee and security/bank guarantee, as may be prescribed.";

(iii) in sub-section (3), for the words "reject in case", the word "rejected" shall be substituted.

10. *Amendment of section 53.*— In section 53 of the principal Act,—

(i) in sub-section (1),—

(a) for the expression “There shall be a single licence applicable to the whole of the State, for the trader to be granted/renewed by the Marketing Board”, the expression “There shall be a single licence applicable to the whole of the State, for the trader to be granted/renewed by the State Marketing Officer or such Officer as may be authorized by him” shall be substituted;

(b) for the expression “The existing trader licences granted by the Marketing Board shall be converted into State wide single trader licence by the Marketing Board within six months from the date of commencement of the State Agricultural Produce Marketing (Development and Regulation) (Amendment) Ordinance, 2020. Until then, the existing trader licences granted by the Marketing Board shall deemed to be the State wide single trader licences.”, the expression “The existing trader licences granted by the Marketing Board before commencement of the Goa Agricultural Produce and Livestock Marketing (Promotion and Facilitation) (Second Amendment) Ordinance, 2020 shall be deemed to be State wide single trader licences granted by the State Marketing Officer.” shall be substituted.

(ii) in sub-sections (2), (3) and (4), for the words “Marketing Board”, wherever they occur, the expression “State Marketing Officer or such officer as may be authorized by him” shall be substituted.

11. *Amendment of section 54.*— In section 54 of the principal Act,—

for the words “Marketing Board”, wherever they occur, the expression “State Marketing Officer” shall be substituted.

12. *Amendment of section 55.*— In section 55 of the principal Act,—

for the words “Marketing Board”, wherever they occur, the expression “State Marketing Officer” shall be substituted.

13. *Amendment of section 56.*— In sub-section (1) of section 56 of the principal Act,—

for the words “Marketing Board”, wherever they occur, the expression “State Marketing Officer or such officer as may be authorized by him” shall be substituted.

14. *Amendment of section 59.*— In sub-section (1) of section 59 of the principal Act, for the words “Marketing Board”, the expression “State Marketing Officer” shall be substituted.

15. *Amendment of section 60C.*— In section 60C of the principal Act,—

(i) in sub-sections (1) and (2), for the words “Marketing Board”, wherever they occur, the expression “State Marketing Officer or such officer as may be authorized by him” shall be substituted;

(ii) for sub-section (5), the following sub-section shall be substituted, namely:—

“(5) the e-trading platform licensee shall contribute such user charge collection to the Revolving Marketing Development Fund at the rate specified in sub-section (2) of section 34. Such fund shall be utilized for the purposes specified in sub-section (5) of section 5D of this Act.”;

16. *Amendment of section 60D.*— In section 60D of the principal Act,—

the words “Marketing Board” shall be omitted.

17. *Amendment of section 60F.*— In section 60F of the principal Act,—

for the words “Marketing Board”, the expression “State Marketing Officer or such officer as may be authorized by him” shall be substituted.

18. *Amendment of section 60G.*— In section 60G of the principal Act,—

for the words “Marketing Board”, the expression “State Marketing Officer or such

officer as may be authorized by him” shall be substituted.

19. *Amendment of section 60H.*— In section 60H of the principal Act,—

for the words “Marketing Board” and for the figures and letter “46B”, the words “State Marketing Officer” and the figures and letter “60C”, shall be respectively substituted.

Place:- Raj Bhavan

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SATYA PAL MALIK

Governor of Goa.

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